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Youth says blood flowed, tears did not

Testifies Smart said she was dry-eyed on finding husband's body

By Bob Hohler
GLOBE STAFF

EXETER, N.H. — Pamela Smart said she shed no tears when she found her husband dead and bleeding from a bullet wound to his head a week before their first anniversary, the youth who admitted killing the husband told jurors yesterday in Smart's sensational accomplice-to-murder trial.

"She told me she couldn't get herself to cry" when she discovered her slain husband, Gregory, last May in their Derry condominium, testified her purported lover, William Flynn, who turned 17 yesterday.

"She said she just kept asking for Haley," her dog, Flynn told the Rockingham County Superior Court jury in his second day of impassioned testimony about his romance with Smart and his slaying of her 24-year-old husband.

But Smart, 23, then the media director for the Winnacunnet School District in Hampton, nearly became unnerved two days after the murder, when Flynn and Vance Lattime Jr., the admitted getaway driver, attended her husband's wake, according to Flynn.

"When we walked in the door, she said, she was (expletive) bricks," Flynn testified.

For Smart, 23, who has yet to publicly

shed a tear in six days of tumultuous testimony about her late husband's brutal murder, Flynn's dramatic court appearance allegedly betrayed a vow he made to her while they lay in bed last June on the night before his arrest.

"I told her I'd never tell on her because I loved her," Flynn said, sobbing.

Flynn told prosecutors Smart had repeatedly threatened to dump him unless he killed her husband. And in a demonstration that brought Flynn, Gregory Smart's relatives and many spectators to tears, Flynn bent to his knees before the jury, bowed his head and placed his hands



AP PHOTO

A prosecutor shows the murder weapon to William Flynn yesterday.

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in his lap to show how the 24-year-old insurance agent had died.

Flynn testified that as Patrick Randall, 17, held a knife to the face of the kneeling victim, Flynn placed a .38-caliber revolver to his head, said, "God, forgive me," and pulled the trigger.

"Why did you say 'God, forgive me'?" asked Assistant Attorney General Paul Maggiotto.

"Because I didn't want to kill Greg," Flynn said. "I wanted to be with Pam, and that's what I had to do to be with Pam, but I didn't want to kill Greg."

But Smart's lawyer, Mark Sisti, suggested that Flynn acted on his own, spurred by his unharnessed desire for Smart. "You had, for lack of a better term, an obsession for this

woman," Sisti said, touching Smart's shoulder.

"Yes," Flynn replied.

Flynn, who testified Monday that Smart seduced him, then manipulated him with promises of love and threats of rejection into killing her husband, yesterday revealed additional details of the alleged romance, including sites where he said they had secretly made love in Smart's car before the slaying.

Among them were a state park and a factory parking lot in Salisbury, Mass., and the woods behind a ballpark in his hometown of Seabrook, said Flynn, who was too young to drive at the start of the alleged affair.

Smart, a former cheerleader at Pinkerton Academy in Derry and disc jockey at Florida State University, also gave Flynn numerous pho-

tographs of herself in a bikini in provocative poses, Flynn testified as he identified the snapshots for prosecutors.

An aspiring rock musician, Flynn received a subscription to Guitar magazine last year as a birthday gift from Smart, he told the jury.

He also described two dozen love letters they allegedly exchanged, some of which he said were sexually explicit and others in which he said Smart wrote about "how she liked being with me and how she always wanted to be with me."

One of the alleged letters was submitted as evidence in the case.

Flynn also recounted a night at a Salisbury Beach arcade, where he said he and Smart each popped quarters into a stamp machine and made medallions with the inscriptions "Bill and Pam Forever."

After Flynn's arrest, Smart sent him an anonymous package his mother forwarded to him at a youth detention center in Concord, he testified. In the package, he told the jury, were a note and a musical tape he had made for her on the night he allegedly lost his virginity to her three months before her husband's murder.

"First girl I ever loved"

Flynn acknowledged under cross-examination by Sisti that he had wanted to spend the rest of his life with Pamela Smart from the time of that sexual encounter.

"She was the first girl I ever loved," he testified, "and I didn't want her to leave me."

Under Sisti's questioning, Flynn said he hated Gregory Smart not only because he stood between him

and Pamela, but because Pamela said Gregory abused her.

"She told me he used to hit her and grab her by the hair and throw her down," Flynn told the jury. "He was never nice to her."

He said his hatred intensified when Pamela Smart showed him a bruise on her upper left arm that she said Gregory had caused.

Flynn, Lattime and Randall, who in January admitted holding the knife to Gregory Smart's face while Flynn shot him, faced first-degree murder charges when they were arrested last June. In pleading guilty to second-degree murder charges, the three, all of Seabrook, were guaranteed lighter sentences in exchange for testifying against Pamela Smart, who faces a sentence of life in prison without parole if convicted.